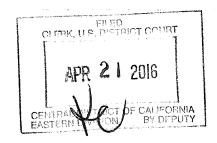
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UNITED STATES DISTRICT COURT CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

Tun Franco-Orocco

Defendant.

Case No.: 2:16-MJ-258

ORDER OF PRETRIAL
DETENTION
(18 U.S.C. §§ 3142(e), (i))

- A. () On motion of the Government in a case that involves:
 - 1. () a crime of violence, a violation of 18 U.S.C. § 1591, or an offense listed in 18 U.S.C. § 2332b(g)(5)(B) for which a maximum term of imprisonment of ten years or more is prescribed.
 - 2. () an offense for which the maximum sentence is life imprisonment or death.
 - 3. () an offense for which a maximum term of imprisonment of ten years or more is prescribed in the Controlled Substances Act, the Controlled Substances Import and Export Act, or the Maritime Drug Law Enforcement Act.

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1	19	III.
2		The Court has considered:
3	A.	the nature and circumstances of the offense(s) charged;
4	В.	the weight of the evidence against defendant;
5	C.	the history and characteristics of defendant; and
6	D.	the nature and seriousness of the danger to any person or the community
7		that would be posed by defendant's release.
8		IV.
9		The Court has considered all the evidence proffered and presented at the
10	hearii	ng, the arguments and/or statements of counsel, and the Pretrial Services
11	Repo	rt and recommendation.
12		V.
13		The Court concludes:
14	A.	(V) Defendant poses a serious flight risk based on:
15	8 1	information in Pretrial Services Report and Recommendation
16		(X) other: Complain +
17		`
18		
19	В.	(X) Defendant poses a risk to the safety of other persons and the
20		community based on:
21		information in Pretrial Services Report and Recommendation
22		(x) other: complaint
23		
24		
25	C.	() A serious risk exists that defendant will:
26		1. () obstruct or attempt to obstruct justice,
27		2. () threaten, injure, or intimidate a witness/juror, or attempt to do so,
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		2

1	l t	pased on:
2	_	
3	_	
4	_	
5	D. (Defendant has not rebutted by sufficient evidence to the contrary the
6		presumption provided in 18 U.S.C. § 3142(e) that no condition or
7		combination of conditions will reasonably assure the appearance of
8		defendant as required.
9	E. () Defendant has not rebutted by sufficient evidence to the contrary the
10		presumption provided in 18 U.S.C. § 3142(e) that no condition or
11		combination of conditions will reasonably assure the safety of any
12		other person and the community.
13		VI.
14	A. I'	T IS THEREFORE ORDERED that defendant be detained prior to trial.
15	B. I'	T IS FURTHER ORDERED that defendant be committed to the custody of
16	t]	he Attorney General for confinement in a corrections facility separate, to
17	tl tl	he extent practicable, from persons awaiting or serving sentences or being
18	h	neld in custody pending appeal.
19	C. I'	T IS FURTHER ORDERED that defendant be afforded reasonable
20	О	opportunity for private consultation with counsel.
21	D. I'	T IS FURTHER ORDERED that, on order of a Court of the United States
22	o	or on request of an attorney for the Government, the person in charge of the
23	С	orrections facility in which defendant is confined deliver defendant to a
24	J	United States Marshal for the purpose of an appearance in connection with a
25	c	ourt proceeding.
26	DATEL	D: April 21, 2016 SHERLPYM
27	DAILL	SHERT PYM United States Magistrate Judge
28		Office States Magistrate Juage

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